1	BEFORE THE				
2	ILLINOIS COMMERCE COMMISSION				
3	ILLINOIS COMMERCE COMMISSION) DOCKET NO. On Its On Motion) 08-0651				
4	-vs-				
5	BIO-ENERGY PARTNERS; WM) PARTNERSHIP HOLDINGS, INC.;)				
6	CATERPILLAR FINANCIAL SERVICES) CORPORATION; WM ILLINOIS RENEWABLE)				
7	ENERGY, L.L.C.				
8	Determination of the manner in) which any or all Respondents shall)				
9	reimburse the State treasury for) tax credits relating to the)				
10	qualified solid waste energy) facility located at the Greene)				
11	Valley Landfill, in Naperville,) Illinois, as defined in Section)				
12	8-403.1 of the Illinois Public) Utilities Act.				
13	Springfield, Illinois				
14	Tuesday, February 10, 2009				
15	Met, pursuant to notice, at 9:30 a.m.				
16	BEFORE:				
17	MR. JOHN ALBERS, Administrative Law Judge				
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21	SULLIVAN REPORTING COMPANY, by				
22	Carla J. Boehl, Reporter CSR #084-002710				
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1	APPEARANCES:
2	MR. JOHN FEELEY Office of General Counsel
3	160 North LaSalle, Suite C-800 Chicago, Illinois 60601
4	(Appearing on behalf of Staff of
5	the Illinois Commerce Commission via teleconference)
6	MS. FREDDI L. GREENBURG
7	Attorney at Law 1603 Orrington Avenue
8	Evanston, Illinois 60201
9	(Appearing on behalf of Respondents via teleconference)
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2	WITNESS	DIRECT C	ROSS	REDIRECT	RECROSS
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14		EXHIBIT	<u>'S</u>		
15				MARKED	ADMITTED
16	None.				
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PROCEEDINGS

TUDGE ALBERS: By the authority vested in me by the Illinois Commerce Commission, I now call Docket Number 08-0651. This docket was initiated by the Commission on its own motion against Bio-Energy Partners; WM Partnership Holderings, Inc.; Caterpillar Financial Services Corporation; and WM Illinois Renewable Energy, LLC. The purpose of this docket is to determine which entities are responsible for repaying tax credits taken by ComEd, as well as to determine a repayment schedule.

May I have the appearances for the record, please?

MR. FEELEY: Representing Staff of the Illinois Commerce Commission, John Feeley, Office of General Counsel, 160 North LaSalle Street, Suite C-800, Chicago, Illinois 60601.

MS. GREENBURG: Representing Respondents

Bio-Energy Partners, WM Partnernership Holdings,

Inc., Caterpillar Financial Services Corporation, and

WM Illinois Renewable Energy, Freddi L. Greenburg,

attorney at law, 1603 Orrington Avenue, Evanston,

1	Illinois 60201.
2	JUDGE ALBERS: Thank you. Let the record
3	reflect there are no others wishing to enter an
4	appearance. I am not aware of any preliminary
5	matters this morning, but do either of you have any
6	you would like to raise?
7	MS. GREENBURG: Your Honor, we do not.
8	Respondents do not.
9	MR. FEELEY: Nothing for Staff.
10	JUDGE ALBERS: Thank you. Prior to going on
11	the record we discussed the continuation of the
12	schedule, and the parties have requested that we
13	merely continue this to another status hearing for
14	late March while they exchange some documents. That
15	sounds fine to me. We discussed continuing it to
16	March 25 at 9:30 a.m. Is that consistent with your
17	recollections?
18	MS. GREENBURG: That is.
19	MR. FEELEY: Yep, that's agreeable with Staff.
20	JUDGE ALBERS: Did anyone have anything further
21	they would like to add for the record today?
22	MS. GREENBURG: Respondents do not.

1	MR. FEELEY: Nothing for Staff.
2	JUDGE ALBERS: All right. Thank you. With
3	that then, we will continue this matter to March 25
4	at 9:30 a.m.
5	(Whereupon the hearing in this
6	matter was continued until March
7	25, 2009, at 9:30 a.m. in
8	Springfield, Illinois.)
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